

SCOTT N. SCHOOLS, SC SBN 9990
United States Attorney
JOANN M. SWANSON, CSBN 88143
Assistant United States Attorney
Chief, Civil Division
EDWARD OLSEN, CSBN 214150
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102
Telephone: (415) 436-6915
FAX: (415) 436-6927

Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

YUE LU,

Plaintiff,

v.

Department of Homeland Security, MICHAEL
CHERTOFF, Secretary; U.S. Attorney General,
ALBERTO GONZALES; United States
Citizenship and Immigration Services, EMILIO
T. GONZALEZ, Director; United States
Citizenship and Immigration Services,
ALFONSO AGUILAR, Chief; United States
Citizenship and Immigration Services, DAVID
STILL, District Director; and ROBERT
MUELLER, III, Director of Federal Bureau of
Investigation,

Defendants.

No. C 07-1458 SI

**PARTIES' JOINT REQUEST TO BE
EXEMPT FROM FORMAL ADR
PROCESS**

Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site www.adr.cand.uscourts.gov, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them. Here, the parties agree that referral to a formal ADR process will not be beneficial because this action is limited to plaintiff's request that this Court compel defendants to adjudicate

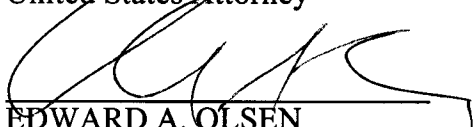
Parties' Request for Exemption
C07-1458 SI

1 the application for naturalization. Defendants have already requested the FBI expedite the name
2 check so that the application may be processed as soon as possible. Given the substance of the
3 action and the lack of any potential middle ground, ADR will only serve to multiply the
4 proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c), the
5 parties request the case be removed from the ADR Multi-Option Program and that they be excused
6 from participating in the ADR phone conference and any further formal ADR process.

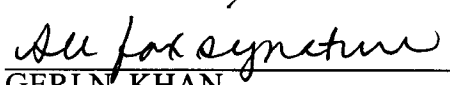
7 Dated: May 31, 2007

Respectfully submitted,

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9 SCOTT N. SCHOOLS
United States Attorney

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11 
12 EDWARD A. OLSEN
Assistant United States Attorney
Attorneys for Defendants

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14 Dated: May ____, 2007


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16 
17 GERIN N. KHAN
Attorney for Plaintiff

18 **ORDER**

19 Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the ADR
20 Multi-Option Program and are excused from participating in the ADR phone conference and any
21 further formal ADR process.

22 **SO ORDERED.**

23 Dated:

24
25 
26 SUSAN ILLSTON
27 United States District Judge
28

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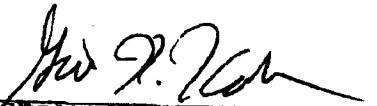
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Respectfully submitted,

SCOTT N. SCHOOLS
United States Attorney

EDWARD A. OLSEN
Assistant United States Attorney
Attorneys for Defendants

14 Dated: May 31, 2007


GERIN N. KHAN KAHN
Attorney for Plaintiff

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21 SO ORDERED.

23 Dated:

24 SUSAN ILLSTON
United States District Judge

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